

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

**JOHN DEERE CONSTRUCTION &  
FORESTRY COMPANY, INC., a  
Delaware corporation, and DEERE &  
COMPANY, a Delaware corporation,**

**Plaintiffs,**

**V.**

**DREW HOOVER, an individual, and  
KIMBERLY HOOVER, an individual,**

**Defendants.**

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**CASE NO. 2:07-CV150-MHT**

**MOTION TO SUBSTITUTE PLAINTIFF  
FED. R. CIV. P. 25**

COME NOW the Plaintiffs, by and through counsel, and move this Honorable Court to strike **John Deere Credit** as a party Plaintiff, and in lieu thereof, substitute **John Deere Construction & Forestry Company, Inc.**, in the above referenced civil action.

Respectfully submitted on February 22, 2007.

Memory & Day

By: /S/ James L. Day  
James L. Day  
ASB-1256-A55J

Von G. Memory  
ASB-8137-071V

Attorneys for John Deere  
Construction & Forestry Company,  
Inc., and Deere & Company

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**CERTIFICATE OF SERVICE**

I hereby certify that I have this date served a copy of the foregoing document on the following, by:

- placing same in the United States Mail, postage prepaid, and properly addressed
- E-mail or ECF (Pursuant to Fed. R. Bankr. P. 9036)
- facsimile
- hand delivery
- delivered in open court

on February 22, 2007.

Drew Hoover  
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Laurel Hill, FL 32567

Kimberly Hoover  
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/S/James L. Day  
James L. Day